

[COUNSEL LISTED ON SIGNATURE PAGE]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

HOLOGIC, INC., CYTYC CORPORATION,  
and HOLOGIC L.P.,

Plaintiffs,

vs.

SENORX, INC.,

Defendant.

AND RELATED COUNTERCLAIMS.

Case No. C08 00133 RMW (RS)

**JOINT NOTICE AND REQUEST FOR  
STATUS CONFERENCE AND MARKMAN  
HEARING**

On June 23, 2008, the parties and their respective counsel requested and received from the Court a sixty-day suspension of all case deadlines and proceedings, including a Markman/Summary Judgment hearing set for June 25, 2008, to allow the parties to focus on settlement discussions. Although the parties engaged in good faith discussions concerning a settlement of this action, such discussions did not resolve the dispute.

Accordingly, the parties, through their respective counsel of record, hereby request a telephonic status conference, at the convenience of the Court, to discuss the rescheduling of the Markman/Summary Judgment hearing and resumption of the litigation. After consultation with the Court's Courtroom Deputy, and subject to the Court's schedule, the parties respectfully request the

1 Markman/Summary Judgment hearing be set for October 15, 2008.

2 Dated: August 25, 2008

3 Respectfully submitted,

4  
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Attorneys for Defendant  
SENORX, INC.

**Filer's Attestation**

I, Katharine L. Altemus, am the ECF User whose identification and password are being used to file this Joint Stipulation and [Proposed] Order Staying All Proceedings. Pursuant to General Order No. 45, ¶ X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from the signatories above.

Dated: August 25, 2008

By:                     /s/                      
Katharine L. Altemus

**PROOF OF SERVICE**

I am employed in the County of San Mateo, State of California. I am over the age of 18 and not a party to the within action. My business address is 1950 University Avenue, 4th Floor, East Palo Alto, California 94303.

On August 25, 2008, I served on the interested parties in said action the within:

**JOINT NOTICE AND REQUEST FOR STATUS CONFERENCE AND MARKMAN HEARING**

by placing a true copy thereof in a sealed envelope(s) addressed as stated below and causing such envelope(s) to be deposited in the U.S. Mail at East Palo Alto, California.

F.T. Alexandra Mahaney (amahaney@wsgr.com)	Bruce R. Genderson (bgenderson@wc.com)
Natalie J. Morgan (nmorgan@wsgr.com)	Aaron P. Maurer (amaurer@wc.com)
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	725 - 12 <sup>th</sup> Street, N.W.
	Washington, D.C. 20005

☒ (MAIL) I am readily familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 day after date of deposit for mailing in affidavit.

☒ (EMAIL/ELECTRONIC TRANSMISSION) Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail addresses listed above. I did not receive, within a reasonable time after the submission, any electronic message or other indication that the transmission was unsuccessful.

I declare under penalty of perjury that I am employed in the office of a member of the bar of this Court at whose direction the service was made and that the foregoing is true and correct.

Executed on August 25, 2008, at East Palo Alto, California.

Sonya Schwab  
(Type or print name)

  
(Signature)